Casse 3::09-cv-05640-SI Document 42 Filed 01/25/11 Page 1106 22

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13	IN THE UNITED STATES DISTRICT COURT	
14	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
15	SAN FRANCISCO DIVISION	
16		
17	ELECTRONIC FRONTIER FOUNDATION,) Case No. 3:09-CV-05640-SI
18	Plaintiff,))) CTIDULATION OF DISMISSAL OF
19	VS.) STIPULATION OF DISMISSAL OF PARTIES
20	DEPARTMENT OF DEFENSE, ET AL.,	
21	Defendants.	
22		
23)
24	Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), plaintiff Electronic Frontier Foundation and	
25	Defendants Department of Defense, Central Intelligence Agency, Department of Homeland	
26	Security, Department of Justice, Department of Treasury and Office of the Director of National	
27	Intelligence stipulate that all remaining claims in the above-captioned case are dismissed with	
28	prejudice in their entirety only as to Defendants Department of Defense and its components,	
	Case No. 3:09-CV-05640-SI STIPULATION AND [PROPOSED] ORDER TO DISMISS DEFENDANTS DOD, DOT, ODNI, AND CIA	
	, and the second	

Casse3::09-cv-05640-SI Document 42 Filed 01/25/11 Page 220f 22 Department of Treasury and its component Internal Revenue Service, Office of the Director of 1 National Intelligence and the Central Intelligence Agency. 2 3 4 DATED: January 21, 2011 5 Respectfully submitted, 6 /s/ Jennifer Lynch TONY WEST 7 ELECTRONIC FRONTIER FOUNDATION Assistant Attorney General Jennifer Lynch, Esq. 8 Marcia Hoffman, Esq. JOSEPH P. RUSSONIELLO 454 Shotwell Street United States Attorney 9 San Francisco, CA 94110 Telephone: (415) 436-9333 JOHN TYLER Facsimile: (415) 436-9993 10 **Assistant Branch Director** E-mail: jlynch@eff.org 11 /s/ Kimberly Herb Jason M. Schultz 12 Kimberly L. Herb SAMUELSON LAW, TECHNOLOGY & Trial Attorney PUBLIC POLICY CLINIC 13 United Stated Department of Justice UC Berkeley School of Law Civil Division, Federal Programs Branch 396 Simon Hall 14 20 Massachusetts Ave. NW Berkeley, CA 94720-7200 Washington, DC 20530 15 Telephone: (510) 642-0499 Telephone: (202) 305-8356 Facsimile: (202) 616-8470 Facsimile: (510) 643-4625 16 E-mail: Kimberly.L.Herb@usdoj.gov E-mail: jschultz@law.berkeley.edu 17 Attorneys for Plaintiff Attorneys for Defendants 18 19 **GENERAL ORDER NO. 45(X) CERTIFICATION** 20 I attest that I have obtained Kimberly Herb's concurrence in the filing of this document. 21 /s/Jennifer Lynch Jennifer Lynch 22 23 24 PURSUANT TO STIPULATION, IT IS SO ORDERED. 25 26 Dated: 27 Hon. Susan Ilston United States District Judge 28

STIPULATION AND [PROPOSED] ORDER TO DISMISS DEFENDANTS DOD, DOT, ODNI, AND CIA

Case No. 3:09-CV-05640-SI